

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
MONDAY, MAY 9, 1983  
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Cleator at 2:04 p.m. Deputy Mayor Cleator adjourned the regular Council meeting of Tuesday, May 3, 1983, and stated that the roll call taken for today's meeting was for calling that meeting to order and, without objection, declared that meeting adjourned. Deputy Mayor Cleator adjourned the meeting at 4:28 p.m. into Closed Session in the twelfth floor conference room regarding pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor-vacant.
  - (1) Council Member Mitchell-present.
  - (2) Council Member Cleator-present.
  - (3) Council Member McColl-present.
  - (4) Council Member Jones-present.
  - (5) Council Member Struiksma-present.
  - (6) Council Member Gotch-present.
  - (7) Council Member Murphy-present.
  - (8) Council Member Martinez-present.
- Clerk-Abdelnour (mp)

FILE LOCATION:  
MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:  
Mayor-vacant.  
Council Member Mitchell-present.  
Council Member Cleator-present.  
Council Member McColl-present.  
Council Member Jones- not present.  
Council Member Struiksma-present.  
Council Member Gotch- present.  
Council Member Murphy-present.  
Council Member Martinez- present.

ITEM-10: INVOCATION

Invocation was given by Msgr. Patrick J. Kearney of the

Immaculate Conception, Old Town, San Diego.  
FILE LOCATION:  
MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member McColl.  
FILE LOCATION:  
MINUTES

ITEM-30: PRESENTATION APPROVED

Presentation by Joseph Hibben, President of the San Diego  
Community Foundation, regarding the details of the Ruocco Trust  
Fund which makes provisions for the development of urban  
vest-pocket parks.

FILE LOCATION:  
MEET

COUNCIL ACTION: (Tape location: A038-106).

MOTION BY MURPHY TO APPROVE THE PRESENTATION. Second by McColl.

Passed by the following vote: Mitchell-yea, Cleator-yea,  
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor-vacant.

ITEM-31: REFERRED TO T&LU

The matter of the application of American Television and  
Communications Corporation for extension of its Cable  
Television franchise for an additional ten years has been  
submitted to the City Clerk pursuant to City Ordinance O- 15213  
which reads in part as follows:

The "term of this Franchise shall be extended for an  
additional period of ten years upon a determination by the City  
Council that Grantee has fully complied with all provisions of  
the Franchise during the initial three years of the term of the  
Franchise."

The action needed to be taken by the Council should be to  
refer it to the Transportation and Land Use Committee for the  
hearing.

FILE LOCATION:

FRAN Southwest Cable

COUNCIL ACTION: (Tape location: A107-131).

MOTION BY STRUIKSMA TO REFER TO T&LU FOR A HEARING. Second by  
Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea,  
McColl-yea, Jones- ye, Struiksma-yea, Gotch-yea, Murphy-yea,

Martinez-yea, Mayor-vacant.

\* ITEM-50: (O-83-220 Rev.) ADOPTED AS ORDINANCE O-15963 (New Series)

Amending Chapter II, Article 2, Division 1 of the San Diego Municipal Code by amending Section 22.0101 relating to the permanent Rules of the City Council.

(Introduced as amended on 4/25/83. Council voted 8-0.

Mayor -vacant.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A301-375).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-nay, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-nay, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-51: (O-83-79 Rev.) INTRODUCED AS AMENDED, TO BE ADOPTED MAY 23, 1983

Amending Chapter III, Article 3, of the San Diego Municipal Code by adding Division 39, Sections 33.3901 through 33.3920; by repealing Division 16, Sections 33.1625 through 33.1625.14; and by amending Article 1, Division 3, Section 31.0396, all relating to the regulation of cardrooms.

(Introduced on 4/25/83. Council voted 6-2. Districts 1 and 2 voted nay. Mayor - vacant.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A423-488).

MOTION BY GOTCH TO INTRODUCE THE ORDINANCE AS AMENDED WHICH

EXCLUDES BRIDGE CLUBS. Second by Martinez. Passed by the following vote: Mitchell-nay, Cleator-nay, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-52:

19830509

Two actions relative to hazardous waste materials:

Subitem-A: (O-83-216) ADOPTED AS ORDINANCE O-15964 (New Series)

Amending Chapter IV, Article 2, of the San Diego Municipal Code by adding Division 9, Sections 42.0901 through 42.0915, relating to disclosure of hazardous materials.

Subitem-B: (O-83-150) ADOPTED AS ORDINANCE O-15965 (New Series)

Amending Chapter IV, Article 2, of the San Diego Municipal Code by adding Division 8, Sections 42.0801 through 42.0807, relating to hazardous waste establishments.

(Introduced on 4/25/83. Council voted 8-0.

Mayor-vacant.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A301-375).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND ADOPT

SUBITEMS A AND B. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-53: (O-83-213) ADOPTED AS ORDINANCE O-15966 (New Series)

Incorporating a portion of Section 13, Township 14 South, Range 3 West, S.B.B.M. and a portion of Rancho de los Penasquitos (approximately 62 acres), located on the south side of Paseo Montalban between Black Mountain and Salmon River Roads, in the Penasquitos East Community Plan area, into CA and R-2A Zones.

(Case-82-0691. District-1. Introduced on 4/26/83. Council voted 5-0. Districts-4, 5 and 8 not present. Mayor -vacant.)

FILE LOCATION:

ZONE 5/9/83

COUNCIL ACTION: (Tape location: A301-375).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-54: (O-83-212) ADOPTED AS ORDINANCE O-15967 (New Series)

Incorporating Lots 39 and 40, Block 74, Park Villas, Map-438 (approximately 0.14 acres), located at 3636 Villa Terrace, in the Park North-East Community Plan area, into R-2A Zone.

(Case-83-0113. District-3. Introduced on 4/26/83. Council voted 5-0. Districts-4, 5 and 8 not present. Mayor -vacant.)

FILE LOCATION:

ZONE 5/9/83

COUNCIL ACTION: (Tape location: A301-375).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-55: (O-83-149) ADOPTED AS ORDINANCE O-15968 (New Series)

Setting aside certain dedicated City park land located in Martin Luther King, Jr. Community Park, for street purposes. (Southeast San Diego Community Area. District-4.

Introduced on 4/25/83. Council voted 8-0. Mayor -vacant.)

FILE LOCATION:

DEED F-1873

COUNCIL ACTION: (Tape location: A301-375).

CONSENT MOTION BY JONES TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-56: (O-83-211) INTRODUCED, TO BE ADOPTED MAY 23, 1983

Introduction of an Ordinance amending Sections 2 and 6 of Ordinance O-8985 (New Series), adopted March 24, 1964, empowering the City Manager to issue revocable permits authorizing the placement of public telephones on the public sidewalks of the City of San Diego and setting forth the conditions of approval of such permits.

(See City Manager Report CMR-83-159.)

FILE LOCATION:

COUNCIL ACTION: (Tape location: A376-384).

CONSENT MOTION BY GOTCH TO INTRODUCE THE ORDINANCE. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-100: (R-83-1632) ADOPTED AS RESOLUTION R-258397

Awarding a contract to Modern Alloy, Inc. in the sum of \$161,146.50, for the construction of Torrey Pines Road Concrete Median Barrier; authorizing the City Auditor and Comptroller to

transfer \$21,000 from Capital Outlay Fund 30245, CIP-90-245, Unallocated Reserves to CIP-62-227, Torrey Pines Road from Ardath Lane to Glenbrook Way/Dunaway Drive; authorizing the expenditure of not to exceed \$21,000 from Capital Outlay fund 30245, CIP-62-227, Torrey Pines Road from Ardath Lane to Glenbrook Way/Dunaway Drive, to supplement funds authorized by Resolution R-257892, adopted on February 7, 1983. BID-4927 (La Jolla Community Area. District-1.)

**CITY MANAGER REPORT:**

This project will install a concrete median barrier and related storm drains and appurtenances on Torrey Pines Road from a point about 2,700 feet east and north of Ardath Lane to a point about 200 feet south of Glenbrook Way/Dunaway Drive. The barrier will reduce the incidence and severity of the accidents on Torrey Pines Road. Project funds were adequate for the contract as proposed, but were inadequate for an additive alternate impact attenuator, at the south end of the barrier. This attenuator is very strongly recommended by CalTrans and the City Attorney. (W.O. 118224)

**FILE LOCATION:**

CONT Modern Alloy, Inc

**COUNCIL ACTION:** (Tape location: A385-419).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-101: (R-83-1626) ADOPTED AS RESOLUTION R-258398

Awarding a contract to Los Angeles Chemical Company for furnishing soda ash as may be required for a period of one year beginning July 1, 1983 through June 30, 1984, for an estimated annual cost of \$14,242.03, including tax, terms and freight.

BID-4964

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: A385-419).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-102: (R-83-1387) ADOPTED AS RESOLUTION R-258399

Approving the assignment of contractual rights to Modulaire Industries from Caleasco, Inc. for furnishing rental of four modular buildings for a period of one year beginning July 1, 1981 through June 30, 1982, with an option to renew contract for an additional one year period as set forth in Resolution

R-

254456, adopted on June 15, 1981; authorizing the City Manager to execute an agreement consenting to said assignment of the aforementioned rental of four modular buildings.

BID-

4055L

(District-8.)

CITY MANAGER REPORT:

The original rental of these four buildings was approved by Resolution R-254456 adopted on June 15, 1981, awarding the bid to Caleasco, Inc. for a total annual cost of \$17,928.40, with an option to renew contract for an additional one year period. These buildings were requested by the Park & Recreation Department, District VII, to be installed at South Morley Field in Balboa Park. They are being used as temporary quarters for personnel previously housed at the nursery at 2211 Park Boulevard. The nursery was moved because the Federal Government took the Park Boulevard property. Caleasco, Inc. has sold its mobile office fleet to Modulaire Industries. All prices and conditions of the contract will remain as shown in the original bid.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,

Mayor-

vacant.

\* ITEM-103:

19830509

Two actions relative to the Removal of Architectural Barriers Phase III in Mission Bay Park and Balboa Park: (Kensington, Mission Bay Park and Balboa Park Community Areas. Districts 3, 6, and 8.)

Subitem-A: (R-83-1633) ADOPTED AS RESOLUTION R-258400

Inviting bids on Work Order No. 117996; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$23,200 from CDBG Fund 18514; \$115,700 from CDBG Fund 18515; \$41,314.90 from CDBG Fund 18516; \$231,000 from CDBG Fund 18517; \$16,785.10 from CDBG Fund 18518, and \$18,500 from Capital Outlay Fund 30245, CIP-58-007, Overhead and Other City Costs for Projects Funded by Federal Grants, for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5052

Subitem-B: (R-83-1634) ADOPTED AS RESOLUTION R-258401

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-75-01-00.19BG has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by this Council.

**CITY MANAGER REPORT:**

An ad hoc Architectural Barriers Advisory Committee, composed of handicapped persons in the community, has identified and prioritized elements of certain City buildings which require remodeling to make public spaces more accessible to the physically handicapped. Phases I and II of this on-going project included modifications to the City Administration Building, City Operations Building and Balboa Park. Phase III will provide additional corrective work in Balboa Park, Mission Bay Park, and the Normal Heights/Kensington Library. Most changes involve remodeling of restrooms and comfort stations and addition of ramps. The scope of work has been reviewed and approved by the Committee for Removal of Architectural Barriers.

FILE LOCATION: W. O. 117996

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-104: (R-83-1162) ADOPTED AS RESOLUTION R-258402

Inviting bids for the construction of the Civic Theatre lighting control system on Work Order No. 118147; authorizing



the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$287,500 from Convention and Performing Arts Center Fund 10320, CIP-34-042, Civic Theatre, Lighting Control Booth and Board, for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-4931

(Centre City Community Area. District-8.)

CITY MANAGER REPORT: This project, CIP-34-042, is scheduled to construct a lighting control booth at the rear of the mezzanine seating area in the Civic Theatre, and the acquisition of a new computerized lighting control board and associated equipment. Council Resolution R-257003 authorized the professional services to prepare plans and specifications for the control booth and lighting control system. The lighting control board is currently located backstage. This location prevents the operator from clearly viewing the performance on stage, and thus causes numerous production difficulties. With the technological advancements since the original installation, it is now feasible and preferable to position these lighting controls at the rear of the house. Most recently constructed theatres have this arrangement. The replacement lighting control equipment is considered essential, as the existing equipment has become very unreliable. It is in constant need of repair, and there is a continuing concern that the system may fail during the course of a performance. The new equipment will also provide a state of the art lighting control capability well beyond that of the old equipment, and provide an overall system much more adequate to the requirements of the CPAC tenants.

FILE LOCATION:

W. O. 118147

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-105: (R-83-1635) ADOPTED AS RESOLUTION R-258403

Inviting bids for the construction of San Diego Bay Route Bike way on Harbor Drive between 0.3 miles south of 28th Street and Sampson Street on Work Order No. 118092; authorizing the execution of a contract with the lowest responsible and

reliable bidder; authorizing the expenditure of funds not to exceed \$271,237 from LTF Fund 39005, CIP-58-020.1, San Diego Bay Route Bikeway, for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves; authorizing the City Manager to execute the cost and maintenance agreement with the Atchison, Topeka and Santa Fe Railway Company for the purpose of constructing bicycle paths along both sides of Harbor Drive across Santa Fe's Fourth District main track at the crossing designated by the California Public Utilities Commission as crossing No. 2-270.2; authorizing the expenditure of funds not to exceed \$19,763 from LTF Fund 39005, CIP-58-020.1, San Diego Bay Route Bikeway, for the above agreement. BID-5022 (Barrio Logan Community Area. District-8.)

**CITY MANAGER REPORT:**

This project provides for construction of a Class 2 (exclusive lane) Bikeway of Harbor Drive between Sampson Street and 28th Street. The improvements include narrowing of the existing median on Harbor Drive to provide the additional width required for the installation of bicycle lanes and the preservation of on-street parking. The work to be done will consist of installing asphalt and concrete strips adjacent to the median and shoulder area of Harbor Drive, the upgrading of existing paving and railroad crossings and restriping of traffic lanes.

The agreement with the Atchison Topeka and Santa Fe Railway Company is for the installation of timber planking on the railroad tracks crossing Harbor Drive east of Schley Street. This project is the final link in the twenty-three mile San Diego Bay Route Bikeway.

**FILE LOCATION:**

W. O. 118092

**COUNCIL ACTION:** (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor- vacant.

\* ITEM-106: (R-83-1636) ADOPTED AS RESOLUTION R-258404

Inviting bids for cooling tower replacement at Metro Pump Stations 1 and 2 on Work Order No. 147175; authorizing the execution of a contract with the lowest responsible and

reliable bidder; authorizing the Auditor and Comptroller to transfer within Sewer Revenue Fund 41506, \$156,500 from Sewer Program 70492, CIP-43-118.0, Ocean Beach Trunk Sewer to Metropolitan Pump Station No. 1, Maintenance Program 70233, in the amount of \$62,600; and to Metropolitan Pump Station No. 2, Maintenance Program 70234, in the amount of \$93,900; authorizing the expenditure of funds not to exceed \$156,500 from Sewer Revenue Fund 41506, for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5065

(Districts-2 and 8.)

**CITY MANAGER REPORT:**

This project consists of replacing four cooling towers in Metro Pump Station Nos. 1 and 2 (two cooling towers for each pump station). The pump stations are located at 3550 E. Harbor Drive and 4077 N. Harbor Drive respectively. The cooling towers are designed to keep the electrical components for the motors from overheating by providing cool water to the liquid rheostat heat exchangers. The design life for the cooling towers was estimated for 20 years when the pump stations were built in 1963. At the present time one cooling tower is broken and the other three are running far below the design specifications. It is important that the cooling towers be replaced by summer before the hot temperatures cause insufficient cooling towers to the liquid rheostat heat exchangers. It is also necessary to replace the air ducts and modify the existing piping to insure the complete operation of the cooling towers. Other minor repairs included in this project are replacing the door and frame, repairing the door and frame, repairing cracks in the wall, and painting the walls.

**FILE LOCATION:**

W. O. 147175

**COUNCIL ACTION:** (Tape location: A385-419).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

**\* ITEM-107: (R-83-1625) ADOPTED AS RESOLUTION R-258405**

Authorizing the Purchasing Agent to advertise for sale approximately seven tons of scrap brass, which is no longer needed for City purposes; expenses in connection with the sale

of said scrap brass shall be deducted from the proceeds  
received from the sale thereof. BID-5060L

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by  
the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-  
yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-  
vacant.

\* ITEM-108: (R-83-1596) ADOPTED AS RESOLUTION R-258406

Declaring Electric Supplies Distributing Company to be in  
default of the contract with the City, authorized by Resolution  
R-257204, for furnishing field adjustable metal halide lamp  
fixtures.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by  
the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-  
yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-  
vacant.

\* ITEM-109: (R-83-1691) ADOPTED AS RESOLUTION R-258407

Approving the final subdivision map of East Bluffs, an  
86-

lot subdivision located easterly of Tierrasanta Boulevard  
and Colina Dorada Drive.

(Tierrasanta Community Area. District-7.)

FILE LOCATION:

SUBD East Bluffs

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by  
the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-  
yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-  
vacant.

\* ITEM-110: (R-83-1653) ADOPTED AS RESOLUTION R-258408

Granting an extension of time to May 26, 1985 to Mission Valley Enterprises, subdivider, to complete the improvements required in Baldwin-Moore Office Park.

(Located northeasterly of Camino del Rio South and Texas Street. Park North-East Community Area. District-3.)

FILE LOCATION:

SUBD Baldwin-Moore Office Park

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-111: (R-83-1654) ADOPTED AS RESOLUTION R-258409

Granting an extension of time to June 22, 1984 to Eddy O'Brien and Lois J. O'Brien, subdividers, to complete the improvements required in Eljo Vista.

(Located northwesterly of Adams Avenue and Ashby Street. State University Community Area. District-7.)

FILE LOCATION:

SUBD Eljo Vista

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-112: (R-83-1693) ADOPTED AS RESOLUTION R-258410

Granting an extension of time to July 23, 1983 to Torrance Canyon Townhomes, subdivider, to complete the improvements required in Torrance Canyon Townhomes.

(Located southwesterly of Reynard Way and Torrance Street. Uptown Community Area. District-2.)

FILE LOCATION:

SUBD Torrance Canyon Townhomes

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by

the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-  
yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-  
vacant.

\* ITEM-113: (R-83-1695) ADOPTED AS RESOLUTION R-258411

Approving the acceptance by the City Manager of that street  
easement deed of Oliver McMillan La Jolla Plaza, Ltd., granting  
to the City an easement for public street purposes in Lot 4 of  
Collegiate Park Unit No. 2, Map-5419; dedicating said land as  
and for a public street and naming the same Executive Drive.

(University City Community Planning Area. District-5.)

FILE LOCATION:

DEED F-1874

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by  
the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-  
yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-  
vacant.

\* ITEM-114: (R-83-1674) ADOPTED AS RESOLUTION R-258412

Approving the acceptance by the City Manager of those street  
and sewer easement deeds of Gilberto Navarro and Guadalupe  
Cervantes Navarro, granting to the City easements for public  
street purposes in a portion of Lot 4 of Block 60 of Caruther's  
Addition, Map-27; dedicating said land as and for a public  
street and naming the same 44th Street.

(Southeast San Diego Community Area. District-4.)

FILE LOCATION:

DEED F-1875

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by  
the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-  
yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-  
vacant.

\* ITEM-115: (R-83-1692) ADOPTED AS RESOLUTION R-258413

Approving the acceptance by the City Manager of that drainage easement deed of Ruth Odom, granting to the City an easement for drainage purposes in a portion of Parcel 1 of Parcel Map PM-7653; authorizing the expenditure of not to exceed \$25,000 from Capital Outlay Fund 30244 (CIP-11-184) for acquisition and related expenses for this project.

(Mid-City Community Area. District-3.)

**CITY MANAGER REPORT:**

This project, scheduled for construction in the current Capital Improvement Program, will complete the drainage improvements for that portion of Las Chollas Creek Channel, located southeasterly of the intersection of University and College Avenues. The proposed concrete-lined channel, which varies in width from 16 to 20 feet, will be fully fenced on both sides. This project will provide the necessary protection to the adjacent private properties due to flooding as well as reducing City maintenance costs of the existing earth channel. This action will provide a portion of the right-of-way required for the drainage channel and is the first of three parcels to be acquired for the project.

**FILE LOCATION:**

DEED F-1876

**COUNCIL ACTION:** (Tape location: A385-419).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

**\* ITEM-116:**

19830509

Two actions relative to the City Economic Development Program:  
(See City Manager Report CMR-83-99.)

**Subitem-A: (R-83-1456) ADOPTED AS RESOLUTION R-258414**

Amending Council Policy 900-1 regarding Economic Development.

**Subitem-B: (R-83-1457) ADOPTED AS RESOLUTION R-258415**

Adopting the Economic Development Program for 1983 as proposed by the City Manager in that document entitled "City of San Diego Economic Development Strategy".

COMMITTEE ACTION: Reviewed by RULES on 4/18/83. Recommendation to adopt the Resolution. Districts 5, 6 and 7 voted yea. District 2 not present Mayor-vacant.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-117: (R-83-1683) ADOPTED AS RESOLUTION R-258416

Excusing Council Member Bill Cleator from all City Council and Council Committee Meetings during the period of May 25, 1983 through June 10, 1983 for the purpose of vacation.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-118: (R-83-1687) ADOPTED AS RESOLUTION R-258417

Expressing support for legislation that: 1) Allows state and local agencies to retain publicly owned land for their own purposes; 2) Allows local agencies to keep local zoning regulations, building codes, licensing, fee schedules, and General Plans intact with enterprise zones; 3) Retains California Environmental Quality Act provisions in evaluating enterprise zone proposals; 4) Encourages evaluations of the possible effectiveness of tax incentives for new or expanding businesses without restriction to a specific geographic enterprise zone.

(See Intergovernmental Relations Department Report

IRD-

83-24.)

COMMITTEE ACTION: Reviewed by RULES on 4/18/83. Recommendation to adopt the Resolution. Districts 5, 6 and 7 voted yea. District 2 not present. Mayor



-vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A490-583).

MOTION BY MARTINEZ TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-119: (R-83-1688) ADOPTED AS RESOLUTION R-258418

Directing the Intergovernmental Relations Department to pursue an amendment to Section 401(a)(9)(B) of the Internal Revenue Code with the Joint Tax Committee and the Treasury Department for the purpose of correcting the problem described in Intergovernmental Relations Department Report IRD-83-21, dated March 29, 1983, relating to public pension plans.

(See Intergovernmental Relations Department Report

IRD-

83-21.)

COMMITTEE ACTION: Reviewed by RULES on 4/18/83. Recommendation to adopt the Resolution. Districts 5, 6 and 7 voted yea. District 2 not present. Mayor

-vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,

Mayor-

vacant.

\* ITEM-120: (R-83-1195) ADOPTED AS RESOLUTION R-258419

Confirming the appointment by the Deputy Mayor of Craig S. Andrews, to serve as a member of the San Diego County Water Authority Board for a term ending February 24, 1989, to replace Ralph E. Graham, whose term has expired.

(See Rules Committee Consultant Analysis RULES-83-3.)

COMMITTEE ACTION: Reviewed by RULES on 4/18/83. Recommendation to adopt the Resolution. Districts 2, 5, 6 and 7 voted yea. Mayor -vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by

the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-  
yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-  
vacant.

\* ITEM-121: (R-83-1209) ADOPTED AS RESOLUTION R-258420

Confirming the appointment by the Deputy Mayor of Paul E.  
Robinson to serve as a member of the San Diego Housing  
Commission for a four-year term expiring January 2, 1987, to  
replace Herbert J. Solomon, whose term has expired.

(See Rules Committee Consultant Analysis RULES-83-3.)

COMMITTEE ACTION: Reviewed by RULES on 4/18/83. Recommendation to adopt the  
Resolution. Districts 2, 5, 6 and 7 voted yea. Mayor -vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by  
the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-  
yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-  
vacant.

\* ITEM-122: (R-83-1669) ADOPTED AS RESOLUTION R-258421

Authorizing the execution of an agreement with Air Pollution  
Technology, Inc. for design engineering for odor removal  
systems at Metro Pump Stations No. 1 and No. 2; authorizing the  
expenditure of the sum of \$129,990 from Sewer Revenue Fund  
41506, CIP-46-090 (\$44,500) and CIP-46-091 (\$85,490) for the  
above purpose; authorizing the City Auditor and Comptroller to  
transfer the sum of \$45,490 within the Sewer Revenue Fund  
(41506) Capital Improvements Program, from CIP-43-118, Ocean  
Beach Trunk Sewer Project (70492) to CIP-46-091, Pump Station  
No. 2 Odor Removal System.

(See City Manager Report CMR-83-158. Harbor Community Area.  
Districts-2 and 4.)

Aud. Cert. 83766.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by  
the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor-  
vacant.

\* ITEM-123: (R-83-1666) ADOPTED AS RESOLUTION R-258422

Authorizing the execution of a first amendment to the agreement with Lusk/Mira Mesa, for construction of a traffic signal system at the intersection of Mira Mesa Boulevard and Interstate 805; authorizing the transfer of \$21,000 from

CIP-

62-222, San Andres Drive and Via De La Valle to CIP-58-001, New Developments; authorizing the transfer of \$23,788.63 from CIP-68-001, Cooperative Project to CIP-58-001, New Developments; authorizing the additional expenditure of \$44,788.63 from Capital Outlay Fund 30245, CIP-58-001 for the above project.

(Mira Mesa Community Area. District-5.)

**CITY MANAGER REPORT:**

On June 23, 1980, the City Council authorized the City Manager to execute an agreement with Lusk/Mira Mesa, a limited partnership, to fund the cost of constructing traffic signals at the intersections of the northbound off-ramp from Interstate 805 to Mira Mesa Boulevard and at Mira Mesa Boulevard with the frontage road of I-805 (Vista Sorrento Parkway). The agreement established a cost to the City of \$92,137 for these two signals and was based upon a preliminary design then available. Now that the final design for this project has been completed, the project cost has been established at \$136,925.63, an average of less than \$68,500 per intersection. This action will transfer the required additional \$44,788.63 from two other traffic signal projects. \$21,000 in surplus funds are available from CIP-62-222 San Andres Drive at Via de la Valle. The remaining \$23,788.63 is available from the

CIP-

68-001, Cooperative Project, which is an annual allocation available for cooperative projects for the installation of traffic signal improvements undertaken in cooperation with others.

**FILE LOCATION:**

SUBD Lusk Industrial Park Unit No. 1

**COUNCIL ACTION:** (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,

Mayor-  
vacant.

\* ITEM-124: (R-83-1672) ADOPTED AS RESOLUTION R-258423

Authorizing the execution of an amendment to the letter agreement with Stradling, Yocca, Carlson and Rauth, dated March 28, 1983, to continue to represent the City in connection with the appeal of the North University City Facilities Benefit Assessment District and the hearing on the writ of mandate for the North City West Facilities Benefit Assessment District; authorizing the expenditure of an amount not to exceed \$35,000 for the above agreement.

CITY MANAGER REPORT:

This agreement will provide funds for the law firm of Stradling, Yocca, Carlson and Rauth, to continue to represent the City of San Diego in connection with the appeal of the North University City Financing Plan and the hearing on the writ of mandate for the North City West Financing Plan.

FILE LOCATION:

STRT FB-1

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-125: (R-83-1594) ADOPTED AS RESOLUTION R-258424

19830509

Declaring that the Retirement Officer of the Board of Administration of the San Diego City Employees' Retirement System is hereby authorizing the execution of an agreement with Towers, Perrin Forster and Crosby to provide actuarial services to the Retirement System for a period of one year commencing July 1, 1983 and terminating June 30, 1984, and shall be automatically renewed for two successive one-year periods ending June 30, 1983.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,

Mayor-vacant.

\* ITEM-126: (R-83-1671) ADOPTED AS RESOLUTION R-258425

Authorizing the execution of a second amendment to agreement with the Pekarek Group for the preparation of a Management and Development Plan for Balboa Park.

(Balboa Park Community Area. District-8.)

CITY MANAGER REPORT:

On February 23, 1981, the City Council, by Resolution R-253667, authorized the Pekarek Group to prepare a Development and Management Plan for Balboa Park. The first amendment to agreement was approved on May 25, 1982 by Resolution R-256466 to expand the scope of services relative to the Naval Hospital site. In November 1982, the eleven major cultural and educational institutions in Balboa Park formed the Central Balboa Park Association to demonstrate their united concerns regarding the future of Balboa Park. The most pressing issues, according to the Association, were not being suitably addressed. These issues relate to the current parking problems in the park, signage throughout the park and scheduling of activities within the park. This amendment to the consultant's agreement will increase the scope of work to include a parking study which will attempt to mitigate immediate parking issues by maximizing the availability of parking spaces and will also provide a comprehensive signage program for Balboa Park. The sign study will provide a cohesive quality oriented guideline for signs of all kinds throughout the park. The parking and sign studies will be accelerated and prepared concurrently with the Development and Management Plan as part of the basic services. The consultant's fees for additional services will also be modified by this amendment to include additional presentations, meetings, briefings and alternative studies.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-127: (R-83-1670) ADOPTED AS RESOLUTION R-258426

Approving Change Order No. 1, dated February 8, 1983, issued

in connection with the contract between the City and RLF, Inc., for San Vicente Reservoir parking lot rehabilitation; approving said change order amounting to a net increase in the contract price of \$16,482.61; authorizing the expenditure of \$16,482.61 from Water Revenue Fund 41502 for the above change order; authorizing the City Auditor and Comptroller to transfer the sum of \$10,283 within Water Revenue Fund 41502 from Unallocated Reserve (70679) to Construction Outlay, Lakes Recreation (70593), San Vicente Parking Lot Rehabilitation

(CIP-

73-231), for the purpose of funding this change order.

**CITY MANAGER REPORT:**

On August 23, 1982, the City Council authorized a contract with RLF, Inc. for the rehabilitation of the San Vicente Reservoir parking lot in the amount of \$50,560.25. During construction it was necessary for the contractor to lay an additional 421 tons of asphaltic concrete. There were two reasons for this extra amount. After surface preparation, the existing parking lot elevations were very irregular and uneven and additional asphalt concrete was necessary to maintain an even surface grade and two inch minimum thickness. In addition, the access road improvements were estimated to be on the average twenty feet wide, but in reality a width in excess of twenty feet was required to accommodate drainage.

Also, it was recommended by the City's material engineer to sand and seal coat the new asphalt concrete pavement to maximize service life. These changes in the contract necessitated a change order in the amount of \$16,482.61.

**FISCAL IMPACT:** The total cost of Change Order No. 1 is \$16,482.61. A portion of the funds is available from the Project Contingency (\$6,200) and the balance is available from the Water Revenue Fund Unallocated Reserve (\$10,283). The total project cost is now estimated to be \$81,036.

**FILE LOCATION:**

CONT RLF, Inc.

**COUNCIL ACTION:** (Tape location: A385-419).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,

Mayor-

vacant.

\* ITEM-128: (R-83-1677) ADOPTED AS RESOLUTION R-258427

Approving Change Order No. 2, issued in connection with the

contract between the City and Scheidel Corporation, for Euclid Avenue replacement culvert on Las Chollas Creek; approving said change order amounting to a net increase in the contract price of \$10,546.01; authorizing the transfer of \$12,000 from

CIP-90-

245 Capital Outlay, Unallocated Reserve, (Fund 30245) to

CIP-

53-034, Euclid Avenue Bridge Over Las Chollas Creek; authorizing the expenditure of not to exceed \$12,000 from Capital Outlay Fund 30245, CIP-53-034, Euclid Avenue Bridge Over Las Chollas Creek, for the above purpose.

(Mid-City Community Area. District-3.)

**CITY MANAGER REPORT:**

Euclid Avenue over the newly constructed Chollas Creek Culvert was opened to traffic January 21, 1983. This change order provides the contractor, Scheidel Corporation, reimbursement for additional costs associated in constructing this project. Due to erosion that occurred during the interval between design and construction, more backfill material was required to fill the void than originally calculated. To assure proper support of the roadway, additional backfill compaction effort was required which incurred an increase to the contractor's costs. Construction Change Order No. 2 provides the contractor for reimbursement of additional contract costs incurred less the 43 calendar days liquidated damages assessed for delay of project completion.

**FILE LOCATION:**

CONT Carolyn E. Scheidel

**COUNCIL ACTION:** (Tape location: A385-419).

**CONSENT MOTION BY MARTINEZ TO ADOPT.** Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,

Mayor-

vacant.

\* ITEM-129: (R-83-1699) ADOPTED AS RESOLUTION R-258428

Authorizing the execution of an amendment to the Planning Grant from the Economic Development Administration, U.S. Department of Commerce, in the amount of \$31,467, for a

nine-

month extension through December 31, 1983, of the existing Economic Development Planning Grant; declaring that the local match of \$10,489 shall come from in-kind services provided by the Property Department Economic Development Division.

CITY MANAGER REPORT:

On April 7, 1983, the Economic Development Administration offered to extend the City's existing Economic Development Planning Grant for nine months. The existing grant covered the period from July 1, 1979 through March 31, 1983. The extension offered in the amount of \$31,467 would continue grant assistance through December 31, 1983. These funds will be used to defray the costs of staff resources involved in various economic development projects including: Otay Mesa development; Mid-City revitalization; Urban Development Action Grant processing; Industrial Revenue Bond processing; Foreign Trade Zone analysis; and U.S./Mexico Bi-National planning meetings.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-150: (R-83-1703) ADOPTED AS RESOLUTION R-258429

Establishing Council Policy 300-10 regarding equal opportunity.

COMMITTEE ACTION: Reviewed by RULES on 4/18/83. Recommendation to adopt the Resolution. Districts 5, 6 and 7 voted yea. District 2 not present. Mayor - vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B026-042).

MOTION BY JONES TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-151: (R-83-1689) ADOPTED AS RESOLUTION R-258430

Approving the recommendation of the Intergovernmental Relations Department and endorsing the concept of "Project Independence" as contained in ACA 18 and SCA 23 and further expressing no position on ACA 38 and SCA 26, the specifics of which are set forth in Intergovernmental Relations Department Report IRD-83-22, dated March 30, 1983.

(See Intergovernmental Relations Department Report

IRD-



83-22.)

COMMITTEE ACTION: Reviewed by RULES on 4/18/83. Recommendation to adopt the Resolution. Districts 5, 6 and 7 voted yea. District 2 not present. Mayor -vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A587-684).

MOTION BY MURPHY TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-152: (R-83-1696) CONTINUED TO JUNE 6, 1983

Declaring that the City Council takes no position regarding the construction of a proposed sewage holding pond by the International Boundary and Water Commission.

(See Intergovernmental Relations Department Report

IRD-83-23.)

COMMITTEE ACTION: Reviewed by RULES on 4/18/83. Recommendation to adopt the Resolution. Districts 5, 6 and 7 voted yea. District 2 not present. Mayor - vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A134-151).

MOTION BY MARTINEZ TO CONTINUE TO JUNE 6, 1983, AS REQUESTED BY THE CITY MANAGER FOR THE INTERGOVERNMENTAL RELATIONS REPRESENTATIVE.

Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones- yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-200:

19830509

Two actions relative to the construction of Water Main Replacement Group 441:

Subitem-A: (R-83-1630) ADOPTED AS RESOLUTION R-258431

Inviting bids on Work Order No. 148150; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of not to exceed \$627,905 from Water Revenue Fund 41502 for said project and related costs; authorizing the City Auditor and Comptroller,

upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.  
BID-5066.

Subitem-B: (R-83-1631) ADOPTED AS RESOLUTION R-258432

Authorizing the use of City Forces to do all the work necessary to make connections and perform operational checks as required in connection with the above project, pursuant to the recommendation of the City Manager and submission of estimates by him indicating that said work can be done by City Forces more economically than if let by contract; declaring that the cost of said work shall not exceed \$127,905.

**CITY MANAGER REPORT:**

This project consists of constructing 8,050 feet of 12-inch, 8-inch and 6-inch mains to replace existing deteriorating and undersize cast iron mains in the Uptown and Centre City Community Areas.

FILE LOCATION: W. O. 148150

COUNCIL ACTION: (Tape location: B068-077).

MOTION BY MARTINEZ TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-201: (R-83-1315) CONTINUED TO JUNE 6, 1983

Authorizing the Deputy Mayor to execute an agreement settling the disagreement on the terms and conditions regarding the site on which the County Administration Center (CAC) is located; authorizing the execution of a quitclaim deed, quitclaiming all the City's right, title and interest in and to said CAC site; abandoning and vacating all areas of the site designated as "park" or "park strip" on the map known as the Municipal Tidelands, Subdivision Tract No. 1 and on Miscellaneous Map-18; declaring that the City acknowledges and specifically affirms the fact that the aforementioned areas have not been and are not now used for park purposes.

(Centre City Community Area. District-8.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A152-300).

MOTION BY JONES TO CONTINUE FOR FOUR WEEKS AT DEPUTY MAYOR CLEATOR'S REQUEST. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-202: (R-83-1704) ADOPTED AS RESOLUTION R-258433

Authorizing the execution of an agreement with  
Woodward-

Clyde Consultants for engineering consultant services for Phase I of the Tecolote Canyon Park Erosion Study; consolidating CIP-12-037, Tecolote Creek Settling Basin (\$835,750) and CIP-12-038, Rose Creek Settling Basin (\$595,750) into CIP-22-050, Mission Bay Water Quality Study and Construction Project; authorizing the expenditure of \$40,000 from CIP-22-050 for the above purpose.

(Clairemont Mesa Community Area. District-6.)

**CITY MANAGER REPORT:**

Tecolote Creek drains about 9 square miles and eventually discharges into Mission Bay. In a recent inspection of the Tecolote Canyon Natural Park by City staff, several areas of uncontrolled erosion were observed. If left unchecked, this erosion could endanger structures along the rim of the canyon and will continue to cause sedimentation and water quality problems in Mission Bay.

Woodward-Clyde Consultants was selected from a field of 18 engineering firms through the selection committee and interview process. Phase I of the project will include identifying the problem areas and making recommendations to mitigate the erosion. This three-month study will be coordinated with the current Mission Bay Water Quality Improvements. If implemented, Phase II will consist of engineering plans to construct selected alternative erosion control facilities within the canyon.

**FILE LOCATION:**

MEET

**COUNCIL ACTION:** (Tape location: B044-067).

MOTION BY GOTCH TO ADOPT. Second by Struiksma. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-203: (R-83-1686) ADOPTED AS AMENDED AS RESOLUTION R-258434

Confirming changes in appointments as Council representative, alternate and liaison to the following organizations as listed: 1) SANDAG - Council Member Mike Gotch as alternate, replacing Susan Golding; 2) Regional Employment and Training Consortium (RETC) - Council Member Gloria McColl as alternate, replacing Susan Golding; 3) San Diego Transit Corporation - Council Member Gloria McColl as liaison, replacing Susan Golding; 4) SANDAG Air Quality Policy Advisory Committee - Council Member Ed Struiksma as representative,

replacing Susan Golding and Council Member Gloria McColl as alternate, replacing Council Member Ed Struiksma; 5) SANDAG Criminal Justice Planning Board - Council Member Bill Mitchell as representative, replacing Susan Golding; confirming that the new duty of Council liaison to the Economic Development Corporation (EDC) is hereby established and that the appointments of Council Member Bill Cleator to serve as Council liaison and Council Member William Jones as alternate liaison to EDC.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B079-114;D113-128).

MOTION BY MARTINEZ TO ADOPT AS AMENDED BY REPLACING COUNCIL MEMBER STRUIKSMA WITH COUNCIL MEMBER MITCHELL AS REPRESENTATIVE TO

THE SANDAG AIR QUALITY POLICY ADVISORY COMMITTEE, REPLACING COUNCIL

MEMBER MITCHELL WITH COUNCIL MEMBER STRUIKSMA AS REPRESENTATIVE TO

THE SANDAG CRIMINAL JUSTICE PLANNING BOARD, AND REPLACING DEPUTY

MAYOR CLEATOR WITH COUNCIL MEMBER MARTINEZ AS ALTERNATE TO THE PALM

CITY SANITATION DISTRICT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-S400: (R-83-1729) ADOPTED AS RESOLUTION R-258435

Awarding a contract to GMC Truck and Coach Division for the purchase of one water tank truck (GMC Model J9CO64 with Paramount tank and water system) for a total cost of \$63,535.34 including tax and terms. BID-5000

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419)

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-

yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-S401: (R-83-1715) ADOPTED AS RESOLUTION R-258436

Expressing support for Assembly Bill 96 (Moore) regulating the possession of open alcoholic beverage containers on certain posted premises, as discussed and recommended in the Intergovernmental Relations Department Report IRD-83-32 to the Rules Committee.

(See Intergovernmental Relations Department Report IRD-83-32 and memorandum from Council Member Jones dated 4/27/83.)

COMMITTEE ACTION: Reviewed by RULES on 5/2/83. Recommendation to adopt the Resolution. Districts 2, 5 and 7 voted yea. District 6 not present. Mayor -vacant.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-S402: (R-83-1751) ADOPTED AS RESOLUTION R-258437

Authorizing the City Manager to execute a third amendment to the agreement with Tetra Tech, Inc. for engineering consultant services for Mission Bay Water Quality Project; authorizing the expenditure of the sum of \$132,389 from CIP-22-050, Mission Bay Water Quality Project.

(See City Manager Report CMR-83-126. Mission Bay Community Area. District-6.)

CITY MANAGER REPORT:

The Mission Bay Water Quality Improvement Study authorized by Council on July 14, 1981, was reviewed and approved by the Public Services and Safety Committee on April 13, 1983. The Tetra Tech contract provides for the preparation of plans and specifications for the approved facilities necessary to improve water quality in Mission Bay. The first phase of these improvements includes pollution interceptors for Rose and Tecolote Creeks and for nine storm drains which empty into the eastern portion of the bay. Construction of these facilities will start in three increments in the fall of this year. Phase I also includes construction of a sedimentation basin on Tecolote Creek with construction commencing at the end of the rainy season in the spring of 1984. Phase II will include construction of a similar sedimentation basin on Rose Creek.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-S403:

19830509

Two actions relative to Sicard Street:  
(See City Manager Report CMR-83-170. Barrio Logan Community Area. District-8.)

Subitem-A: (R-83-1712) ADOPTED AS RESOLUTION R-258438

Authorizing the City Manager to make an application to the Public Utilities Commission for approval to construct Sicard Street across the Atchison, Topeka and Santa Fe Railway Company main tracks.

Subitem-B: (R-83-1713) ADOPTED AS RESOLUTION R-258439

Adoption of a Resolution certifying that the information contained in Environmental Impact Report UPD-80220-EIR-27, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A385-419).

CONSENT MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S404: (R-83-1747 Rev.) ADOPTED AS RESOLUTION R-258440

Authorizing the City Manager to execute an Application and Purchase Agreement with the City of Escondido, which provides for the purchase of the right to make water connections for the equivalent of 2,000 dwelling units to the City of Escondido's water system on the basis of \$900 for each such connection right; authorizing and approving the addition of Project No.

73-240, Escondido Water Connection Rights, to the Capital Improvements Program; authorizing and approving the transfer of \$1,800,000 within the Water Revenue Fund (41502) Capital Improvements Program from the Clairemont Mesa Blvd. Crosstie Pipeline (73-042, P.E. 70592) to the Escondido Water Connection Rights Project (73-240, P.E. 70392); approving the expenditure of \$1,800,000 for said water connection rights from said Escondido Water Connection Rights fund.

(See City Manager Report CMR-83-162. District-1 and City of Escondido.)

COMMITTEE ACTION: Referred by PFR on 5/04/83. Recommendation to forward to full Council for discussion. Districts 1, 3, 4, 7 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: B117-408).

MOTION BY MURPHY TO ADOPT AND TO DIRECT THE CITY MANAGER TO EXPLORE THE POSSIBILITY OF ACQUIRING SEWER RIGHTS TO THE SAME CITY-OWNED PARCELS OF LAND, AND TO REPORT TO THE PF&R COMMITTEE WITHIN

60 DAYS WITH RECOMMENDATIONS AS TO WHAT COURSE OF ACTION THE COUNCIL

SHOULD TAKE. Second by Mitchell. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S405: (R-83-1472 Rev.) ADOPTED AS AMENDED AS RESOLUTION R-258441

Authorizing the City Manager to execute a third lease amendment with Rancho de la Loma, which authorizes the lessee to drill a well on adjacent City property and further permits packing costs of fruit grown on the premises to be deducted from gross income prior to computing rent.

(See City Manager Report CMR-83-101. San Pasqual Valley Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 5/04/83. Recommendation to adopt amended Resolution as follows:

1) Deny lease amendment number 1, granting an option to extend the term of the lease for ten years.

(Districts 4, 7 and 8 voted yea. Districts 1 and 3 voted nay.)

2) Approve lease amendments number 2 and 3, authorizing the lessee to drill a well on adjacent City property and permitting costs of fruit grown on premises to be deducted from gross income before computing rent.

(Districts 1, 3, 4, 7 and 8 voted yea.)

FILE LOCATION:

LEAS Rancho de la Loma

COUNCIL ACTION: (Tape location: B410-C290).

Motion by Mitchell to adopt with City Manager's recommendations.

No second.

MOTION BY MARTINEZ TO ADOPT AMENDMENTS 2 AND 3, AUTHORIZING THE

LESSEE TO DRILL A WELL ON ADJACENT CITY PROPERTY AND PERMITTING COSTS OF FRUIT GROWN ON PREMISES TO BE DEDUCTED FROM GROSS INCOME

BEFORE COMPUTING RENT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

MOTION BY MARTINEZ TO (1) DIRECT THE CITY MANAGER AND AUDITOR TO

REPORT BACK TO COUNCIL ADDRESSING THE ISSUE OF WHETHER OR NOT REVENUE OR CASH THAT IS BORROWED AGAINST A LEASEHOLD GOES BACK INTO

THAT LEASEHOLD; DETERMINE HOW A LEASEHOLD OF SUBSTANTIAL ENCUMBRANCE

CAN BE MONITORED; AND, REQUEST THAT THE CITY MANAGER CONDUCT AN

INDEPENDENT APPRAISAL WHENEVER THERE IS A SUBSTANTIAL AMENDMENT TO

ANY LEASEHOLD. THE MATTER OF WHO PAYS FOR THIS APPRAISAL WILL BE

IDENTIFIED WITHIN THE REPORT. (2) REVIEW THE MATTER OF THE EXTENSION IN THREE YEARS. Second by Murphy. Passed by the following vote: Mitchell-nay, Cleator-yea, McColl-nay, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S406: (R-83-1673) ADOPTED AS RESOLUTION R-258442

Authorizing the City Manager to submit an application for FY83 Urban Park and Recreation Recovery (UPARR) Program funding for San Ysidro Community Park and Recreation Center; authorizing the City Manager or his representative to perform all necessary acts to secure the funds.

(See City Manager Report CMR-83-161. San Ysidro Community Area. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 5/4/83. Recommendation to adopt the Resolution. Districts 1, 3, 4, 7 and 8 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: C292-334).



MOTION BY MARTINEZ TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S407:

19830509

Two actions relative to the Alta Vista Annexation Water and Sewer System, Assessment District No. 3960, (Municipal Improvement Act of 1913):

(Southeast San Diego Community Area. District-4.)

Subitem-A: (R-83-1684) ADOPTED AS RESOLUTION R-258443

Ordering that the City execute certain of the works of improvements in a special assessment district.

Subitem-B: (R-83-1685) ADOPTED AS RESOLUTION R-258444

Awarding a contract to M. Arrieta and Son, Inc. for the construction of certain public works of improvement in a special assessment district.

CITY MANAGER REPORT:

Bids were opened March 9, 1983 and the lowest of six bids received was 31 percent under the estimate of \$393,140. On April 19, 1983, Council formed the assessment district and confirmed the assessment roll. The improvements consist of the construction of a water and sewer system within the Alta Vista Annexation area.

FILE LOCATION: STRT D-2189

COUNCIL ACTION: (Tape location: C338-359).

MOTION BY JONES TO ADOPT. Second by Martinez Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

ITEM-S408:

19830509

(Continued from the meeting of May 2, 1983 at the City Manager's request.)

Two actions relative to the Hospital Equipment Financing Revenue Bond Program:

(See City Manager Report CMR-83-95.)

Subitem-A: (O-83-196) ADOPTED AS ORDINANCE O-15969 (New Series)

Adoption of an Ordinance authorizing an agreement with various participating health care institutions and authorizing a trust agreement in connection with the issuance of City of San Diego Hospital Revenue Bonds (Equipment Financing Program) in a principal amount not to exceed \$30,000,000.

(6 votes required)

(Introduced on 4/18/83. Council voted 7-0. District 5 not present. Mayor -vacant.)

Subitem-B: (O-83-197) ADOPTED AS ORDINANCE O-15970 (New Series)

Adoption of an Ordinance amending Chapter IV, Article 7 of the San Diego Municipal Code (the City of San Diego Health Facility Revenue Bond Law) by adding Section 47.0311 relating to pooled equipment financings.

(Introduced on 4/18/83. Council voted 7-0. District 5 not present. Mayor -vacant.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C363-D110).

MOTION BY McCOLL TO ADOPT. Second by Jones. Passed by the following vote: Mitchell-not present, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

\* ITEM-CS-1 (R-83-1790) ADOPTED AS RESOLUTION R-258445

A Resolution adopted by the City Council in Closed Session on May 9, 1983:

Authorizing the City Manager to pay the sum of \$16,591.98 in settlement of claim against the City resulting from property damage to Elmer Piazza and Richard Chagras; authorizing the Auditor and Comptroller to issue one check in the amount of \$16,591.98 made payable to Luth & Turley, Inc., in full settlement of all claims.

FILE LOCATION:

MEET

ADJOURNMENT:

By common consent, the meeting was adjourned by Deputy Mayor Cleator at 4:28 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: D129-218).

MOTION BY MURPHY TO ADJOURN IN HONOR OF THE MEMORY OF  
MICHAEL

GARCIA. Second by Martinez. Passed by the following vote:

Mitchell-yea, Cleator- yea, McColl-yea, Jones-yea,  
Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.

MOTION BY McCOLL TO ADJOURN IN HONOR OF THE MEMORY OF LEON

HUBBARD. Second by Cleator. Passed by the following vote:

Mitchell-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea,  
Gotch-yea, Murphy-yea, Martinez-yea, Mayor-vacant.